

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

RICARDO SAMPSON,
Petitioner

v.

Civil Action No. 05-CV-10474-GAO

CARMEN PICKNALLY
Respondent

**MOTION TO SUBSTITUTE PROPER RESPONDENT IN
COMPLIANCE WITH 28 U.S.C. § 2254 RULE 2(a)**

The respondent respectfully requests that the Court substitute the proper respondent in this habeas corpus action. Pursuant to Rule 2(a) of the Rules Governing Section 2254 Cases in the United States District Courts (the "Habeas Rules"), the petitioner should name as respondent the state officer who has custody of the petitioner. The petitioner is currently being held at the Plymouth County Correctional Facility, so the correct respondent is Joseph McDonough, who is the sheriff and superintendent of that facility. The respondent therefore respectfully requests the Court substitute Joseph McDonough in place of Carmen Picknally as the proper respondent in this case.

Respectfully submitted,

THOMAS F. REILLY
Attorney General

June 29, 2005

/s/ Susanne G. Reardon
Susanne G. Reardon, BBO # 561669
Assistant Attorney General
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served on Riardo Sampson, pro se, 26 Long Pond Road, Plymouth, MA 02360, by first class mail, postage prepaid, on June 29, 2005.

/s/ Susanne G. Reardon
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